

Transmittal Letter to the United States  
Designated/Elected Office (DO/EO/US)

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FORM PTO-1390

10/519423

DT14 Rec'd PCT/PTO 23 DEC 2004

Docket No. : 1043-002us  
U.S. Application No. : TBA  
International Application No.: PCT/US2003/021572  
International Filing Date. : (10 July 2003)  
Title of Invention : SPINAL SUPPORT COUPLING DEVICE  
Applicant(s) for (DO/EO/US) : Aferzon, Joseph

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures 35 U.S.C. 371 (f) at any time rather than delay examination until the expiration of the applicable time limit set forth in 35 U.S.C 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed [35 U.S.C. 371(c)(2)].
  - a) ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b) ☐ has been transmitted by the international Bureau.
  - c) ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English [35 U.S.C.371(c)(2)].
7. ☐ Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C.371(c)(3)].
  - a) ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b) ☐ have been transmitted by the International Bureau.
  - c) ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d) ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 [35 U.S.C.371(c)(3)].
9. ☒ An signed oath or declaration of the inventor(s) [35 U.S.C.371(c)(4)].
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C.371(c)(5)].

Items 11. to 16. below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 C.F.R. 1.97 and 198.
12. ☐ An Assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment to be entered at filing.  
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ (other items or information) International Search Report.

EXPRESS MAIL No.: EV342252683US Deposited: December 23, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service Express mail under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, DC 20231.

Sandria Cirillo

December 23, 2004

Date

U.S. Application No. (if known, see 37 C.F.R. 1.50):

International Application No. : PCT/US2003/021572

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 Docket No: 1043-002us
17. X The following fees are submitted:

## BASIC NATIONAL FEE [37 CFR 1.492(a)(1)-(5)]:

CALCULATIONS	PTO USE ONLY
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<u>X</u> Basic National Stage Fee, Search Fee, and Examination Fee.....	\$ 1000.00	\$1000.00	
<u>    </u> International preliminary examination fee paid to USPTO [37 CFR 1.482]:.....	\$ 720.00		
<u>    </u> No International preliminary examination fee paid to USPTO [37 CFR 1.482]			
<u>    </u> but International search fee paid to USPTO [37CFR 1.445(a)(2)]:.....	\$ 740.00		
<u>    </u> Neither International preliminary examination fee [37 CFR 1.482] nor			
<u>    </u> International search fee [37 CFR 1.445(a)(2)] paid to USPTO:.....	\$ 1040.00		
<u>    </u> International preliminary examination fee paid to USPTO [37 CFR 1.482]			
<u>    </u> and all claims satisfied provisions of PCT Article 33 (2) to (4):.....	\$ 100.00		

ENTER APPROPRIATE BASIC FEE AMOUNT: \$1000.00

 Surcharge of \$ 130.00 for furnishing the oath or declaration later than 20 30 months  
 from the earliest claimed priority date [37 CFR 1.492(e)]

 (Claims are based on Preliminary  
 Amendment filed herewith)

Claims	filed	Extra	Rate
Total Claims	41-20=21	21 x	\$ 50.=
Indep. Claims	2-3= 0	0 x	\$ 84 =
Multiple Dependent Claims (if applicable) + \$ 230.=			

TOTAL OF ABOVE CALCULATIONS: \$2050.00

Reduction by ½ for filing by small entity, if applicable. Verified Small Entity

Statement must be filed also. [Note 37 CFR 1.9.1.27, 1.28]

(divided by 2) \$2050.00

SUBTOTAL: \$2050.00

 Processing fee of \$ 130.00 for furnishing the English Translation later than 20 30 months  
 from the earliest claimed priority date [37 CFR 1.492(f)]

TOTAL NATIONAL FEE: \$2050.00

 Fee for recording the enclosed assignment [37 CFR 1.21(h)] The assignment must be  
 accompanied by an appropriate cover sheet [37 CFR 3.28.3.31].

TOTAL FEES ENCLOSED \$2050.00

AMOUNT TO BE REFUNDED: Refunded \$

AMOUNT TO BE CHARGED: Charged \$

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a) X A check in the amount of \$2050.00 to cover the above fees is enclosed.

b)    Please charge my Deposit Account No. 19-2825 in the amount of \$ .00 to cover the above fees.  
A duplicate copy of this sheet is enclosed.

c) X The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-2825, order number 1043-002US. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 36 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO: Joseph Sofer, Esq.  
Sofer & Haroun, LLP  
317 Madison Avenue  
Suite 910  
New York, NY 10017  
Customer No.: 39600

Joseph Sofer  
Name

  
signature

34,438 December 23, 2004  
Reg. No. Date

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PATENT

Docket No. 1043-002us

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Aferzon  
Serial No. : TBA  
Filed : December 23, 2004  
Title : SPINAL SUPPORT COUPLING DEVICE

EXPRESS MAIL CERTIFICATE

Express Mail Label No. EV342252683US

Date of Deposit December 23, 2004

I hereby certify that the following attached paper(s) or fee

- 1)National Stage Patent Application (30 pages)
- 2)Patent Transmittal
- 3)Return Postcard
- 4)Express Mail Certificate
- 5)Check for \$2050.00
- 6)Informal Drawings (7 sheets)
- 7)Information Disclosure Statement w/ Form PTO-1449
- 8)2 References
- 9)Declaration

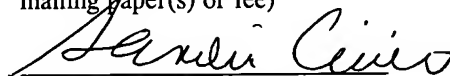
is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37

C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450,

Alexandria, VA 22313-1450.

Sandria Cirillo

(Typed or printed name of person  
mailing paper(s) or fee)



(Signature of person mailing  
paper(s) or fee)

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